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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RICHARD P. WELLS, For Himself
And In His Representative Capacity
As Administrator of the Estate of
Marilyn Wells, Decedent, and As
Guardian of His Minor Children,

Plaintiff,

vs.

CALIFORNIA PHYSICIANS'
SERVICE, dba BLUE SHIELD OF
CALIFORNIA,

Defendants.

Case No. C 05 1229 CRB

**STIPULATION AND ~~[PROPOSED]~~
ORDER ALLOWING COUNSEL TO
APPEAR AT CASE MANAGEMENT
CONFERENCE BY TELEPHONE**

Case Management Conference:

Date: November 30, 2007

Time: 8:30 a.m.

Place: Courtroom 8

1 IT IS HEREBY STIPULATED by and between plaintiff Richard P. Wells, in
2 his individual capacity, as administrator of the Estate of Marilyn Wells, decedent,
3 and as guardian of his minor children ("Plaintiff") and defendant California
4 Physicians' Service, dba Blue Shield of California's ("Blue Shield"), through their
5 respective counsel of record, as follows:

6 WHEREAS, a Case Management Conference in the above-captioned matter
7 is currently set for 8:30 a.m. on November 30, 2007;

8 WHEREAS, James Rhoads, lead counsel for Plaintiff is based in Atlanta,
9 Georgia;

10 WHEREAS, Adam Pines, lead counsel for Blue Shield, is based in Los
11 Angeles, California;

12 WHEREAS, allowing counsel for the parties to appear by telephone at the
13 November 30, 2007 Case Management Conference will save the parties significant
14 expense without any prejudice to the case or the Court,

15 NOW, THEREFORE, and based upon the above recitals, it is hereby agreed
16 and stipulated by the parties hereto, through their respective attorneys of record,
17 that:

18 1. Counsel for Plaintiff may appear by telephone at the November 30,
19 2007 Case Management Conference. Mr. Rhoads will be available at telephone
20 number (404) 723-8397 between 8:30 and 10:00 a.m. (PST) on November 30,
21 2007; and
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2. Counsel for Blue Shield may appear by telephone at the October 20, 2006 Case Management Conference. Mr. Pines will be available at telephone number (310) 312-4322 between 8:30 and 10:00 a.m. (PST) on November 30, 2007.

IT IS SO STIPULATED.

MANATT, PHELPS & PHILLIPS, LLP
GREGORY N. PIMSTONE
ADAM PINES
TRAVIS A. CORDER

Dated: November 12, 2007

By: s/ Adam Pines

Adam Pines
Attorneys for Defendant
CALIFORNIA PHYSICIANS' SERVICE,
dba BLUE SHIELD OF CALIFORNIA

BENJAMIN FRANKLIN LEGAL
FOUNDATION

Dated: November 12, 2007

By: s/ James B. Rhoads

James B. Rhoads
Attorney for Plaintiff
RICHARD P. WELLS

Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding signatures, Adam Pines hereby attests that concurrence in the filing of this document has been obtained.

ORDER

IT IS SO ORDERED.

Date: November 16, 2007

United States District Judge

